



**WASHINGTON DEPARTMENT
OF FISH AND WILDLIFE
FINAL DETERMINATION OF
NON-SIGNIFICANCE**

March 23, 2004

State of Washington

DEPARTMENT OF FISH AND WILDLIFE

Mailing Address: 600 Capitol Way N - Olympia, Washington 98501-1091 - (360) 902-2200, TDD (360) 902-2207

Main Office location: Natural Resources Building - 1111 Washington Street SE - Olympia, WA

DETERMINATION OF NONSIGNIFICANCE

Name of Proposal: DESIGNATION OF THE KILLER WHALE AS A STATE ENDANGERED SPECIES (WAC 232.12.014).

Description of Proposal: The Department of Fish and Wildlife is evaluating the killer whale for possible listing as state endangered species. One rule is proposed to be amended: WAC 232.12.014, which identifies species that are in danger of extirpation in the state and are in need of recovery actions to restore populations to healthy levels. The proposed amendment would classify the killer whale as a state endangered species. The Draft status report was available for a 3-month public review (November 3-February 3, 2004). The Final Status Report is available for review for 1-month (March 1-April 1, 2004)

The final status report is available at the Department of Fish and Wildlife headquarters, (360) 902-2534, and regional offices, and libraries throughout the state. Locations to obtain copies, and electronic copies of the final status report may be obtained online at the address

<http://wdfw.wa.gov/wlm/diversty/soc/status/orca/index.htm>

Proponent: Washington Department of Fish and Wildlife, Wildlife Program, 600 Capitol Way North, Olympia, Washington 98501-1091. Contact: Endangered Species Section Manager.

Location of Proposal, including street, if any: Statewide, marine waters of Washington, inland waterways of Puget Sound, the San Juan Islands, the Strait of Juan de Fuca and the Strait of Georgia.

Lead Agency: Washington Department of Fish and Wildlife

The lead agency for this proposal has determined that it does not have a probable significant adverse impact on the environment. An environmental impact statement (EIS) is not required under RCW 43.21C.030(2)(c). This decision was made after review of the completed environmental checklist and other information on file with the lead agency. This information is available to the public on request.

This DNS is issued under WAC 197-11-340(2); the lead agency will not act on this proposal for 21 days from the date of issue below. Comments must be submitted by: **March 22, 2004**

Responsible Official: Teresa A. Eturaspe

Position/Title: SEPA/NEPA Coordinator, Regulatory Services Section

Address: 600 Capitol Way North, Olympia, WA 98501

Please contact: Teresa A. Eturaspe **Phone:** (360) 902-2575 **Fax:** (360) 902-2946 or

e-mail: <habitatSEPA@dfw.wa.gov> if you have questions or comments about this determination.

DATE OF ISSUE: March 1, 2004

SIGNATURE: 